

Complete text of local measures

C-TRAN BOARD RESOLUTION BR-04-002

A RESOLUTION REQUESTING the Clark County Auditor place on the November 2, 2004, ballot a measure which authorizes the imposition of up to an additional 0.3 percent of the sales and use tax for the purposes of partially funding the selected C-TRAN service and financial plan.

WHEREAS, at the November 1981 election, the voters of the Clark County Public Transportation Benefit Area Authority (PTBA) district approved a 0.3 percent sales and use tax which matched the motor vehicle excise tax (MVET) to fund public transit; and

WHEREAS, C-TRAN acquired assets and implemented service. Such services included local fixed route bus, express commuter bus, demand response service for persons with disabilities (C-VAN), vanpool, and general purpose dial-a-ride (Connector); and

WHEREAS, such services were well received by the citizens of Clark County as shown by a steadily increasing number of trips per capita; and

WHEREAS, at the November 1999 election, the voters of Washington State passed Initiative 695 which resulted in the elimination of 40 percent of C-TRAN's revenue and 50 percent of its tax support; and

WHEREAS, to respond to this revenue loss, C-TRAN eliminated some services, reduced other costs, raised fares, and obtained other revenue, and diverted capital reserve funds to finance operations; and

WHEREAS, projections indicate C-TRAN must have a balanced budget by 2006; and

WHEREAS, to obtain a balanced budget, there are two options:

1. Reduce services by approximately 40 percent, or
2. Seek additional sales and use tax authority; and

WHEREAS, the C-TRAN Board of Directors authorized the development of a 20-Year Transit Development Plan with alternatives and engaged the public to share their vision of transit in Clark County; and

WHEREAS, after considering the public participation and comments, the

C-TRAN Board of Directors adopted Alternative #2 which provides for maintaining current service levels with enhancements targeted to high usage routes and communities; and

WHEREAS, the reduced service level of Alternative #1, which balances the budget with current revenues, does not meet the needs of a growing Clark County and should not be implemented without first consulting with the voters if they wish to maintain and improve the transit system they funded in 1980;

NOW, THEREFORE, BE IT RESOLVED by the C-TRAN Board of Directors that a proposition be placed on the November 2, 2004, ballot authorizing the imposition of up to an additional 0.3 percent sales and use tax for the purpose of partially funding Alternative #2 which maintains and enhances public transit services throughout the C-TRAN district.

BE IT FURTHER RESOLVED by the C-TRAN Board of Directors suggests that the ballot title shall be as follows:

The Clark County Public Transportation Benefit Area Authority adopted Resolution #BR-04-002 concerning a proposition to increase the sales and use tax. The proposition would increase the sales and use tax within the district by an amount not-to-exceed 0.3 percent for the purpose of maintaining and enhancing public transit services.

Should this proposition be:

APPROVED [] REJECTED []

BE IT FURTHER RESOLVED that the C-TRAN Board of Directors hereby directs staff to provide to the citizens of Clark County a document which describes the selected alternative that maintains and enhances public transit and the alternative which reduces transit services to the level the current tax revenue can support.

RESOLVED AND ADOPTED THIS 9th day of March 2004.

Ayes: Jim Irish, Tim Leavitt, Betty Sue Morris, Craig Pridemore, Stacey Sellers, Judie Stanton, Jeanne Stewart, Vice Chair Bill Ganley

Nays:

Absent: Chair Jeanne Harris

William J. Ganley, Vice Chair

ATTEST: June I. Berry, Clerk of the Board

Seal

City of Vancouver Mayoral Term RESOLUTION NO. M-3462

A RESOLUTION and proposal to amend City Charter Section 2.01 to increase the term of mayor from two to four years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF VANCOUVER:

Section 1. That as recommended by the 2004 Charter Review Committee, it is hereby proposed that Section 2.01 of the City Charter be amended to read as follows:

Section 2.01 Number, Terms: The council shall have seven members, including a mayor, nominated and elected from the city at large in the manner hereinafter provided: Commencing in the 1971 municipal election, three persons shall be elected to four-year terms as councilmembers at each biennial municipal election and; provided further, commencing in the 2005 biennial municipal election, one person shall be elected to a two-year four-year term as mayor at each such biennial election.

The person elected mayor shall have the powers of the mayor as provided in this charter and also all powers of a city councilmember. All incumbent councilmembers shall continue to serve until their successors are elected and qualified. In the event of a tie vote, the election shall be decided by lot.

ADOPTED at regular session of the Council of the City of Vancouver, this 2nd day of August, 2004.

Royce E. Pollard, Mayor

ATTEST: Paul Lewis, City Clerk

APPROVED AS TO FORM: Ted H. Gathe

City of Vancouver Initiative and Referendum RESOLUTION NO. M-3463

A RESOLUTION and proposal to amend City Charter Sections 10.01, 10.02, 10.03, 10.04, 10.05, 10.06, 10.07, 10.08, 10.09, 10.10 and 10.11 to clarify the process for initiative and referendum.

NOW, THEREFORE, BE IT

RESOLVED BY THE CITY OF
VANCOUVER:

Section 1. That as recommended by the Charter Review Committee in its report SR07-04, it is hereby proposed that Sections 10.01 of the City Charter be amended to read as follows:

Section 10.01 Initiative: The ~~electors~~ registered voters of the city shall have power to propose any ordinance and to adopt or reject the same at the polls, except an ordinance appropriating money, or authorizing the levy of taxes, or on any subject where such action is contrary to the general laws of the state of Washington and to adopt or reject the same at the polls. Any initiated ordinance may be submitted to the city council by a petition signed by registered voters of the city equal in number to at least fifteen per centum of the number of votes cast at the last preceding municipal general election. No initiated ordinance shall embrace more than one subject, and that shall be expressed in the title. The proposed ordinance shall be stated in clear and unambiguous language and so that its entire effect is apparent on its face.

Section 2. That as further recommended by the Charter Review Committee in its report SR097-04, it is hereby proposed that Section 10.02 of the City Charter be amended to read as follows:

Section 10.02 Referendum: The ~~electors~~ registered voters of the city shall have power to approve or disapprove at the polls any ordinance passed by the city council, or submitted by the city council to a vote of the ~~electors~~ registered voters of the city, except such ordinances as may be necessary for the immediate preservation of the public peace, health, or safety, or for the support of the city government and its existing public institutions, or providing for the approval of local improvement assessment rolls, or for the issuance of local improvement bonds or on any subject where such action is contrary to the general laws of the state of Washington. Within thirty days after the enactment by the city council of any ordinance which is subject to a referendum, a petition signed by registered voters of the city equal in number to at least ten per centum of the number of votes cast at the last preceding municipal general election may be filed with the city clerk requesting that any such ordinance be

either repealed or submitted to a vote of the ~~electors~~ registered voters of the city.

Section 3. That as further recommended by the Charter Review Committee in its report SR097-04, it is hereby proposed that Section 10.03 of the City Charter be amended to read as follows:

Section 10.03 Petitions and Committees: All petition papers circulated for the purposes of an initiative or referendum shall be uniform in size and style. Initiative petition papers shall contain the full text of the proposed ordinance. Petitions shall be in a form prescribed by the City Clerk, and may be approved in advance as to form by the City Attorney. The signatures to initiative or referendum petitions need not all be appended to one paper, but to each separate petition there shall be attached a statement of the circulator thereof as provided by this section. Each signer of any such petition paper shall sign in ink or indelible pencil and shall indicate after such signer's name, the signer's place of residence by street and number, or other description sufficient to identify the place. On each petition shall appear the names and addresses of the same five ~~electors~~ registered voters of the city, who, as a committee of the petitioners, shall be regarded as responsible for the circulation and filing of the petition. Attached to each separate petition paper there shall be an affidavit of the circulator thereof, sworn or affirmed under penalty of perjury, that said circulator personally circulated the foregoing paper, that it bears a stated number of signatures, that all the signatures appended thereto were made in the circulator's presence, and that the circulator believes them to be the genuine signatures of the person whose names they purport to be.

Section 4. That as further recommended by the Charter Review Committee in its report SR097-04, it is hereby proposed that Section 10.04 of the City Charter be amended to read as follows:

Section 10.04 Filing and Certifying: All petition papers comprising an initiative or referendum petition shall be assembled and filed with the city clerk as one instrument. Within twenty days after a petition is filed, the city clerk shall determine whether each paper of the petition has a proper statement of the circulator and ~~whether the petition is signed by a sufficient number of~~

~~registered voters shall convey the signed petition to the officer responsible for the verification of the sufficiency of the signatures to the petition under state law for such verification~~. The city clerk shall declare any petition paper entirely invalid which does not have attached thereto an affidavit ~~sworn or affirmed under penalty of perjury~~ and signed by the circulator thereof. If a petition paper is found to be signed by more persons than the number of signatures certified by the circulator, the last signatures in excess of the number certified shall be disregarded. If a petition paper is found to be signed by fewer persons than the number certified, the signatures shall be accepted unless void on other grounds. After completing examination of the petition, and after receiving verification of the sufficiency of such petition signatures from the officer responsible for verification of the sufficiency of signatures under state law, the city clerk shall certify the result thereof to the city council at its next regular meeting. If the clerk certifies that the petition is invalid or has insufficient signatures, the clerk shall set forth in a certificate the particulars in which it is defective and shall at once notify the committee of the petitioners of such findings.

Section 5. That as further recommended by the Charter Review Committee in its report SR097-04, it is hereby proposed that Section 10.05 of the City Charter be amended to read as follows:

Section 10.05 Amendment of Initiative Petitions: An initiative or referendum petition may be amended at any time within twenty days after the notification of insufficiency has been sent by the city clerk by filing a supplementary petition upon additional papers signed and filed as provided in case of an original petition. The city clerk shall, within five days after such an amendment is filed, convey the amended petition to the officer responsible for the verification of the sufficiency of the signatures to the original and amended petition under state law for such verification. ~~and;~~ (I)f, after receiving verification of the sufficiency of such original and amended petition signatures from the officer responsible for verification of the sufficiency of signatures under state law, the petition be still insufficient, the clerk shall file a certificate to that effect and notify the committee of the petitioners

of the findings and no further action shall be had on such insufficient petition. The finding of the insufficiency of a petition shall not prejudice the filing of a new petition for the same purpose.

Section 6. That as further recommended by the Charter Review Committee in its report SR097-04, it is hereby proposed that Section 10.06 of the City Charter be amended to read as follows:

Section 10.06 Effect of Certifying a Referendum Petition: When a referendum petition, ~~or amended petition as defined in the preceding section;~~ has been certified as sufficient by the city clerk, the ordinance specified in the petition shall not go into effect, or further action thereunder shall be suspended if it shall have gone into effect, until and unless approved by the electors registered voters of the city, as hereinafter provided.

Section 7. That as further recommended by the Charter Review Committee in its report SR097-04, it is hereby proposed that Section 10.07 of the City Charter be amended to read as follows:

Section 10.07 Consideration by Council: Whenever the city council receives a certified initiative or referendum petition from the city clerk, it shall proceed at once to consider such petition. A proposed initiative ordinance or referred ordinance shall be given a first reading, and provision shall be made for publication, second reading, and public hearing upon the proposed ordinance. The city council shall take final action on the ordinance not later than sixty days after the date on which such ordinance was submitted to the city council by the city clerk. A referred ordinance shall be reconsidered by the city council and its final vote upon such reconsideration shall be upon the question: "Shall the ordinance specified in the referendum petition be repealed?"

Section 8. That as further recommended by the Charter Review Committee in its report SR097-04, it is hereby proposed that Section 10.08 of the City Charter be amended to read as follows:

Section 10.08 Submission to Electors Registered Voters of the City: If the city council shall fail to pass an ordinance proposed by initiative petition or if the city council fails to repeal a referred ordinance within

thirty days after the receipt thereof, the proposed or referred ordinance shall be submitted to the electors registered voters of the city at the next municipal general election provided such election shall occur sixty days or more after the city council takes its final vote thereon. If the city council shall pass a proposed initiative ordinance in a different form, it shall likewise submit the proposed ordinance in its original form, if, and only if, an additional petition signed by not less than five per centum of the number of votes cast at the last regular city election, requesting such submission, shall be circulated, signed, and filed in the same manner as the original petition and within ten days of the date of adoption of the amended ordinance. The city council may provide for a special election if, in its judgment, an emergency exists.

Section 9. That as further recommended by the Charter Review Committee in its report SR097-04, it is hereby proposed that Section 10.09 of the City Charter be amended to read as follows:

Section 10.09 Form of Ballot: Ordinances submitted to vote of the electors registered voters of the city in accordance with the initiative and referendum provisions of this charter shall be submitted by ballot title, which shall be prepared in all cases by the city attorney. The ballot title may be different from the legal title of any such initiated or referred ordinance and shall be a clear, concise statement, without argument or prejudice, descriptive of the substance of such ordinance. The ballot used in voting upon any ordinance, ~~if a paper ballot,~~ shall have below the ballot title the following proposition, one above the other, in the order indicated: "FOR THE ORDINANCE" and "AGAINST THE ORDINANCE." ~~Immediately at the left of each proposition, there shall be a square in which by making a cross (X);~~ The voting system used shall have a means whereby the elector voter may vote for or against the ordinance. Any number of ordinances may be voted on at the same election and may be submitted on the same ballot. ~~If voting machines are used~~ Regardless of the voting system used, the ballot title of any ordinance shall have below it the same two propositions, one above the other or one preceding the other in the order indicated, and the elector voter shall be given an

opportunity to vote for either of the two propositions and thereby to vote for or against the ordinance.

Section 10. That as further recommended by the Charter Review Committee in its report SR097-04, it is hereby proposed that Section 10.10 of the City Charter be amended to read as follows:

Section 10.10 Results of Election: If a majority of the electors registered voters of the city voting on a proposed initiative ordinance shall vote in favor thereof, it shall thereupon be an ordinance of the city. A referred ordinance which is not approved by a majority of the electors registered voters of the city voting thereon shall thereupon be deemed repealed. If conflicting ordinances are approved by the electors registered voters of the city at the same election, the one receiving the highest number of affirmative votes shall prevail to the extent of such conflict.

Section 11. That as further recommended by the Charter Review Committee in its report SR097-04, it is hereby proposed that Section 10.11 of the City Charter be amended to read as follows:

Section 10.11 Publication and Repeal: Initiative and referendum ordinances adopted or approved by the electors registered voters of the city shall be published at least once and may be amended or repealed by the city council, as in the case of other ordinances only after a period of one year has elapsed after their enactment.

Section 12. Sections 1 through 11 of this Charter amendment shall become effective immediately upon approval their approval in accordance with Section 10.10 of the City Charter.

ADOPTED at regular session of the Council of the City of Vancouver, this 2nd day of August, 2004.

Royce E. Pollard, Mayor
ATTEST: Paul Lewis, City Clerk
APPROVED AS TO FORM: Ted H. Gathe, City Attorney

**City of Ridgefield
RESOLUTION NO. 271**

A RESOLUTION OF THE
CITY OF RIDGEFIELD, CLARK
COUNTY, WASHINGTON,
REQUESTING THAT THE CLARK
COUNTY AUDITOR PLACE
ON THE GENERAL ELECTION

FOR CONSIDERATION OF A
PROPOSITION TO INCREASE THE
CITY'S REGULAR PROPERTY TAX
LEVY RATE.

WHEREAS, the City's current
regular property tax levy rate is
approximately \$1.45 per \$1,000.00 of
assessed valuation; and

WHEREAS, the statutory limit for
regular property tax levy rate is \$1.60;
and

WHEREAS, the City finds that it
is necessary to increase the City's levy
rate to the statutory limit of \$1.60 per
\$1,000.00 of assessed valuation, thereby
necessitating voter approval;

NOW, THEREFORE, THE CITY
COUNCIL OF THE CITY OF
RIDGEFIELD, WASHINGTON DO
HEREBY RESOLVE AS FOLLOWS:

Section 1. Pursuant to RCW
84.55.050 and RCW 29.13.020, the
City Council hereby requests that the
Clark County Auditor place on the
general election for consideration of
a proposition to increase the City of
Ridgefield's regular property tax rate
for collection commencing in 2005 to
\$1.60 per \$1,000.00 assessed valuation,
with such rate thereafter to be subject to
otherwise-applicable statutory limits.

ADOPTED BY THE CITY
COUNCIL OF THE CITY OF
RIDGEFIELD, WASHINGTON THIS
24 DAY OF JUNE, 2004.

CITY OF RIDGEFIELD

Gladys Doriot, Mayor

ATTEST: Barbara Charbonneau,
Deputy City Clerk

APPROVED AS TO FORM: Michael
Wynne, City Attorney

**CLARK COUNTY
FIRE DISTRICT #10
RESOLUTION #09-16-2004**

A RESOLUTION OF THE
BOARD OF FIRE COMMISSIONERS
OF CLARK COUNTY FIRE
PROTECTION DISTRICT
NO.10, PROVIDING FOR THE
SUBMISSION TO THE QUALIFIED
ELECTORS OF THE DISTRICT
AT A SPECIAL ELECTION TO BE
HELD WITHIN THE DISTRICT
ON NOVEMBER 2, 2004, OF A
PROPOSITION AUTHORIZING A
LEVY OF A PROPERTY TAX NOT
TO EXCEED \$1.10 PER \$1,000.00 OF
TRUE AND ASSESSED VALUATION
SUBJECT TO OTHERWISE

APPLICABLE LIMITATIONS.

Background: WHEREAS, it is
the judgment of the Board of Fire
Commissioners of the District that
it is essential and necessary for the
protection of the health and life
of the residents of the District that
fire and emergency medical services
be provided by the District. The
accelerated demands for and increasing
costs of providing these services will
necessitate the expenditure of revenues
for maintenance, operations, and
equipment in excess of those which can
be provided by the District's regular
tax revenue levied at the current rate
per \$1,000.00 of assessed valuation of
taxable property within the District as
limited by the 101% limitation.

Resolution: NOW THEREFORE,
BE IT RESOLVED by the Board of
Fire Commissioners of Clark County
Fire Protection District No. 10, Clark
County, Washington as follows:

Section 1: In order to provide fire
protection, prevention, and emergency
medical services in the District, it is
necessary for the District to obtain,
operate and maintain emergency fire
and medical vehicles and facilities
staffed by properly trained personnel
equipped with suitable firefighting and
emergency medical equipment.

Section 2: In order to provide the
revenue adequate to pay the costs of
providing adequate life protection
services and facilities as described in
Section 1 and to assure the continuation
of such services, the District shall, in
accordance with RCW 84.55.05, remove
the limitation on regular property
taxes imposed by RCW 84.55.010, and
Initiative 747 and levy beginning in 2004
and collect beginning in 2005, pursuant
to RCW 52.16.130 and RCW 52.16.140,
a general tax on taxable property
within the District at a rate of \$1.10 per
\$1,000.00 of assessed valuation subject
to otherwise applicable statutory limits.

Section 3: There shall be submitted
to the qualified electors of the District
for their ratification or rejection, at
a special election on September 14,
2004 the question of whether or not
the regular property tax levy of the
District should be set at \$1.10 per
\$1,000.00 of true and assessed valuation,
subject to otherwise applicable
statutory limitations. The Board of
Commissioners hereby requests the
Auditor of Clark County, as ex-officio
Supervisor of Elections, to declare that

an emergency exists and to call such
election, and to submit the following
proposition at such election, in the form
of a ballot title substantially as follows:

PROPOSITION NO. 1

CLARK COUNTY FIRE

PROTECTION DISTRICT NO.10

Board of Fire Commissioners

Proposition Authorizing Increase of
Existing Property Tax Levies

The proposition will authorize the
Board of Fire Commissioners of the
District to set its regular property tax
levy to an amount not to exceed \$1.10
per \$1,000.00 of assessed valuation.
(This shall not be construed to authorize
an excess levy and shall be subject to
otherwise applicable statutory limits.)

Should this proposition be enacted
into law?

YES_____ NO_____

Adoption: ADOPTED at the regular
meeting of the Board of Commissioners
of Clark County Fire District No. 10,
on this 16th day of September, 2004 the
following Commissioners being present
and voting: Howard L. Cook, Richard L.
Johnson; Cheryl Vincent, Secretary



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